

PERRY, VAN ETTEN,  
ROZANSKI & KUTNER, LLP

PLEASE REPLY TO:

NEW YORK OFFICE  
14 Wall Street, Suite 4D  
New York, New York 10005  
(212) 406-9710  
Fax (646) 370-3303

Kevin J. Brennan  
Partner  
[kjbrennan@pvrklaw.com](mailto:kjbrennan@pvrklaw.com)  
Extension 597

LONG ISLAND OFFICE  
225 Broadhollow Road, Suite 430  
Melville, New York 11747  
(631) 414-7930  
Fax (631) 777-4504

Members of the Firm

Douglas P. Perry  
Jeffrey K. Van Etten\*  
Kenneth J. Kutner\*\*

Partners

Jerome S. Oliner\*  
Leonard Porcelli\*\*  
Geoffrey H. Pforr  
Thomas F. Maher  
Joseph K. Strang  
Kevin J. Brennan  
Michael C. Dombrowski\*

Also admitted  
New Jersey\*  
Connecticut\*\*  
South Carolina\*\*\*

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Associates

John J. Ullrich  
Ariana K. Politis  
Kristen Petersen Hofer  
Anthony Lugara  
Jessica J. Beauvais  
Patrick F. Downey  
David R. Contino  
Orielle S. Newsome

Of Counsel

Thaddeus J. Rozanski  
Elizabeth G. Kastner  
Justine L. Grisanti-Van Etten\*  
Amanda L. Perry\*\*\*

***By ECF***

Hon. Edgardo Ramos  
Thurgood Marshall U.S. Courthouse  
40 Foley Square  
New York, NY 10007

Re: *Valerie Haven v. Marlton Hotel Operating LLC, et al.* 1:23-CV-07854 (ER)  
Consent Letter Motion for Extension of Time

Dear Judge Ramos:

My law firm represents defendants, and Mr. Lesch and Mr. Moller's firm represents plaintiff. We submit this consent letter motion to extend the Revised Discovery Plan and Case Scheduling Order filed in this matter on March 27, 2024 [ECF Doc. 20]. The original Order was filed on November 30, 2023 [ECF Doc. 17], and the only previous request, also made by consent letter motion, was filed on March 25, 2024 (ECF Doc. 19). The reasons for that request included the convenience of fact witnesses, who had been scheduled, and my fall and hospital visit on the morning of plaintiff's scheduled deposition. Since that request, plaintiff and five defense witnesses have been deposed.

Both our original letter motion and, now, this second, have been made on consent. Discovery, including its scheduling, has taken place with mutual consideration for the parties, the lawyers, and the witnesses. Based in part on testimony obtained so far, we anticipate additional fact depositions, including at least one non-party, and the defense would like to obtain additional medical records. And depending both on the content of those records and plaintiff's intended damages expert(s), the defense may request that plaintiff be examined by physician(s). (The defense acknowledges plaintiff's right to object to any examination.) Finally, once the non-party has been deposed, the lawyers for both sides would like to attempt to settle the case before undertaking the time and expense of expert discovery.

We attach a proposed Second Revised Case Discovery Plan and Scheduling Order. In addition to extending dates in several places in the proposed Order, we have added a new paragraph, numbered 10, which changes the numbers on the following paragraphs. Plaintiff has consented to the defense request that the parties disclose the fields of experts to be called before the common deadline to disclose experts and serve reports.

Respectfully yours,

PERRY, VAN ETTEN, ROZANSKI  
& KUTNER, LLP

By: /s/ *Kevin J. Brennan*

cc (by ECF): Vincent C. Lesch III, Esq.  
Marc S. Moller, Esq.